

HB 253 CS

2005
CS

CHAMBER ACTION

1 The Commerce Council recommends the following:

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3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to professions regulated by the Department
7 of Business and Professional Regulation; amending s.

8 455.271, F.S.; providing for the reinstatement of certain
9 voided licenses; providing requirements for application
10 and reinstatement of such voided licenses, including fees,
11 continuing education, and eligibility; excluding public
12 accountants from application of provisions relating to
13 delinquent status and reinstatement of voided licenses;
14 providing an effective date.
15

16 Be It Enacted by the Legislature of the State of Florida:

17
18 Section 1. Subsection (6) of section 455.271, Florida
19 Statutes, is amended to read:

20 455.271 Inactive and delinquent status.--

21 (6)(a) A delinquent status licensee must affirmatively
22 apply with a complete application, as defined by rule of the
23 board, or the department if ~~when~~ there is no board, for active

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24 or inactive status during the licensure cycle in which a
25 licensee becomes delinquent. Failure by a delinquent status
26 licensee to become active or inactive before the expiration of
27 the current licensure cycle shall render the license void null
28 without any further action by the board or the department. ~~Any~~
29 ~~subsequent licensure shall be as a result of applying for and~~
30 ~~meeting all requirements imposed on an applicant for new~~
31 ~~licensure.~~

32 (b) Notwithstanding the provisions of the professional
33 practice acts administered by the department, the board, or the
34 department if there is no board, may, at its discretion,
35 reinstate the license of an individual whose license has become
36 void if the board or department, as applicable, determine that
37 the individual has made a good-faith effort to comply with this
38 section but has failed to comply because of illness or unusual
39 hardship. The individual must apply to the board, or the
40 department if there is no board, for reinstatement in a manner
41 prescribed by rules of the board or the department, as
42 applicable, and shall pay an applicable fee in an amount
43 determined by rule. The board, or the department if there is no
44 board, shall require that such individual meet all continuing
45 education requirements prescribed by law, pay appropriate
46 licensing fees, and otherwise be eligible for renewal of
47 licensure under this chapter.

48 (c) This subsection does not apply to individuals subject
49 to regulation under chapter 473.

50 Section 2. This act shall take effect July 1, 2005.